

substituted for the former references to the conviction of a "person" because only human beings, and not the other entities included in the defined term "person", can be sentenced to the jurisdiction of the Division of Correction. See § 1-101 of this article for the definition of "person".

3-606. PROVIDING CASE RECORD TO ANOTHER STATE.

ON REQUEST, THE DIVISION SHALL PROVIDE A COPY OF A CASE RECORD MAINTAINED UNDER § 3-601 OF THIS SUBTITLE TO A MANAGING OFFICIAL OF A CORRECTIONAL FACILITY IN ANOTHER STATE IF THAT STATE HAS MADE RECIPROCAL PROVISIONS BY LAW FOR PROVIDING RECORDS OF ITS CONVICTED CRIMINALS TO THE AUTHORITIES OF OTHER STATES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 696.

This section is revised in the active voice to clarify that the Division has the responsibility to provide records of inmates to managing officials of correctional facilities in other states.

The reference to "a case record maintained under § 3-601 of this subtitle" is substituted for the former reference to "such record" for clarity. Former Art. 27, §§ 695 and 696 were both enacted by Ch. 123, Acts of 1962. As originally enacted in 1962, former Art. 27, § 695 referred to "the record herein provided". As amended by Ch. 123, Acts of 1982, former Art. 27, § 695 referred specifically to a "case record prepared under § 691 of this article". Former Art. 27, § 691 is revised in §§ 3-601 and 3-603 of this subtitle. Presumably, the reference in former Art. 27, § 696 to "such record" referred back to the reference in former Art. 27, § 695.

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that this section is silent about whether the Division has the duty to provide a case record to the managing official of a federal or local correctional facility. The General Assembly may wish to impose a duty on the Division to provide a case record, on request, to the managing official of a federal or local correctional facility. See also § 3-602(b)(7)(i) of this subtitle and accompanying Revisor's Note.

Defined terms: "Correctional facility" § 1-101

"Division" § 3-101

"Managing official" § 1-101

"State" § 1-101

3-607. PROVIDING CASE RECORD AND OTHER INFORMATION TO LOCAL POLICE.

(A) IN GENERAL.

THE DIVISION SHALL PROVIDE A COPY OF A CASE RECORD MAINTAINED UNDER § 3-601 OF THIS SUBTITLE TO A POLICE OFFICER WHO PRESENTS AN ORDER FOR A COPY OF THE RECORD SIGNED BY THE SUPERINTENDENT OR OTHER OFFICER IN CHARGE OF POLICE IN A MUNICIPAL CORPORATION OR COUNTY.